

1 (Counsel of Record are Listed on Next Page)

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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
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11 GERRY MCNERNEY, CHRIS
12 SCROGGINS, individually, and on behalf
13 of all others similarly situated,

14 Plaintiffs,

15 vs.

16 PIPER JAFFRAY & CO., UBS
17 FINANCIAL SERVICES INC.,

18 Defendants.

CASE NO. C-06-5155 PJH

**STIPULATION AND [PROPOSED]
ORDER CONTINUING OCTOBER 17,
2007 HEARING ON JOINT MOTION FOR
PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT**

19 JONATHAN CHAET individually, and on
20 behalf of all others similarly situated,

21 Plaintiffs,

22 vs.

23 PIPER JAFFRAY COMPANIES; PIPER
24 JAFFRAY & CO., and DOES 1 through
25 10, inclusive,

26 Defendants.

CASE NO. C-06-7075 PJH

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Attorneys for Defendants
PIPER JAFFRAY COMPANIES, PIPER, JAFFRAY & CO., UBS FINANCIAL SERVICES
INC.

1 WHEREAS, the Court has scheduled the hearing on the Joint Motion for
2 Preliminary Approval of Class Action Settlement on October 17, 2007;

3 WHEREAS, counsel for one of the parties is unavailable on October 17, 2007 and
4 October 24, 2007, due to previously-scheduled hearings and prior commitments;

5 WHEREAS, counsel for all of the parties are available on October 31, 2001;

6 WHEREAS the parties are otherwise working diligently to move the settlement
7 forward;

8 THE PARTIES, BY AND THROUGH THEIR COUNSEL OF RECORD,
9 STIPULATE AS FOLLOWS:

10 The hearing on the Joint Motion for Preliminary Approval of Class Action
11 Settlement, currently set for Wednesday, October 17, 2007 at 9:00 a.m., shall be continued to
12 Wednesday, October 31, 2007, or the next available date proposed by the Court.

13 DATED: October 8, 2007

PAUL, HASTINGS, JANOFSKY & WALKER LLP

14 By: _____/s/

M. KIRBY C. WILCOX

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17 Attorneys for Defendants
18 Piper Jaffray Companies, Piper Jaffray & Co., UBS
Financial Services Inc.

19 DATED: October 8, 2007

WYNNE LAW FIRM

20
21 By: _____/s/

EDWARD J. WYNNE

22
23 Attorneys for Plaintiff
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1 DATED: October 8, 2007

MARKUN ZUSMAN & COMPTON LLP

2
3 By: _____/s/

JEFFREY K. COMPTON

4 Attorneys for Plaintiff

5 DATED: October 8, 2007

LIM, RUGER & KIM LLP

6
7 By: _____/s/

BRYAN KING SHELDON

8 Attorneys for Plaintiff

9 DATED: October 8, 2007

SCHIFFRIN BARROWAY TOPAZ KESSLER, LLP

10
11 By: _____/s/

GERALD D. WELLS, III

12 Attorneys for Plaintiff

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17 **ORDER**

18 Pursuant to the parties' stipulation and for good cause shown, the hearing on the Joint Motion for
19 Preliminary Approval of Class Action Settlement in this matter is continued from October 17,
20 2007 to October 31, 2007, at 9:00 a.m.

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22 IT IS SO ORDERED

23
24 Dated: 10/9/07

25 PHYLLIS J. HAMILTON
26 DISTRICT COURT JUDGE



27 LEGAL_US_E # 76712854.1